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6 Attorneys for Plaintiff  
I. MICHAEL ROSS  
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8 UNITED STATES DISTRICT COURT  
9 NORTHERN DISTRICT OF CALIFORNIA  
10 SAN FRANCISCO DIVISION

11  
12 I. MICHAEL ROSS,

13 Plaintiff,

14 v.

15 TOMLAB OPTIMIZATION AB, TOMLAB  
OPTIMIZATION, INC., and ANIL RAO,

16 Defendants.  
17

CASE NO. C08-01052 MHP

**STIPULATION AND ORDER  
FOR DISMISSAL OF ACTION  
AS TO DEFENDANT ANIL RAO**

1 WHEREAS:

2 A. Plaintiff I. Michael Ross ("ROSS") and defendant Anil Rao ("RAO") have reached  
3 an agreement settling, among other things, the dispute between them which forms the subject of  
4 ROSS's claims against RAO in this action;

5 B. The settlement agreement provides, among other things, that this action shall be  
6 dismissed with prejudice as to RAO:

7 NOW THEREFORE, IT IS HEREBY STIPULATED by and between ROSS and RAO,  
8 through their undersigned counsel, that the action as to RAO shall be dismissed with prejudice, and  
9 that ROSS and RAO shall each pay his own costs and attorneys' fees.

10  
11 Dated: December 4, 2008

CARR & FERRELL LLP

12  
13 By: /s/ Stuart C. Clark  
14 STUART C. CLARK  
15 CHRISTINE S. WATSON  
16 Attorneys for Plaintiff  
17 I. MICHAEL ROSS

18 Dated: December 4, 2008

/s/ Derek A. Eletich  
19 DEREK A. ELETICH  
20 Attorney for Defendant  
21 ANIL RAO

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23 PURSUANT TO STIPULATION, IT IS SO ORDERED

24  
25 Dated: December 5, 2008

